

FILED

OCT 08 2019

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"VERIFIED"
COMPLAINT FORM

(for filers who are prisoners without lawyers)

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF INDIANA
TERRE HAUTE DIVISION

(Full name of plaintiff(s))

MIKEAL GLENN STINE

vs

Case Number:

2 : 19-cv-0480 JPH-MJD

(Full name of defendant(s))

(to be supplied by clerk of court)

MR. T. WATSON, WARDEN:

MR. MICHAEL UNDERWOOD, Associate WARDEN:

MR. TIMOTHY TAYLOR, CAPTAIN:

MR. GORE, Lieutenant SIS:

MR. SHOEMAKER, CASE MANAGEMENT Coordinator:

MR. KUGGER, UNIT MANAGER.

A. PARTIES

1. Plaintiff (MIKEAL Glenn Stine) ("A THREE STRIKE INMATE Confinement") at
United STATES Penitentiary Terre Haute Indiana
P.O. Box 33
Terre Haute, Indiana. 47808

(Address of prison or jail)

(If more than one plaintiff is filing, use another piece of paper).

2. Defendant T. WATSON

(Name)

is (if a person or private corporation) a citizen of INDIANA
(State, if known)

and (if a person) resides at (unknown)
(Address, if known)

and (if the defendant harmed you while doing the defendant's job) USP Terre Haute
4700 Bureau Road South, Terre Haute, Indiana, 47802
worked for Federal Bureau of Prisons AS CASE WARDEN:

(Employer's name and address, if known)

CONTINUED AT PAGE 2(A)

(If you need to list more defendants, use another piece of paper.)

B. STATEMENT OF CLAIM

On the space provided on the following pages, tell:

1. Who violated your rights;
2. What each defendant did;
3. When they did it;
4. Where it happened; and
5. Why they did it, if you know.

(1). Plaintiff STATES That each of The NAMED DEFENDANTS have intentionally ignored Plaintiffs Safety in Violation of The EIGHTH Amendment And That He's Entitled To Relief, Requested in instant Verified Complaint.

(2). Plaintiff States that all Named Defendants intentionally Had A meeting of the minds and Circled together on a course of Conduct and acts that Violated Plaintiffs Constitution Eighth Amendment Rights And Plaintiffs equal Protection Pursuant to Fifth and Fourteenth Amendment And Plaintiff is entitled To Relief Pursuant to instant Verified Complaint, 42 USC 1985 (1), (2) & (3), / Conspiracy To Violate my Constitutional Rights:

(3). Plaintiff is A Three Strike inmate (And Herby Alerts the Court).

(4). Plaintiff STATES This is A Verified Civil Rights Complaint based upon Plaintiffs Personal Knowledge and declares all Statements and/or allegations made herein to be true and correct Pursuant to 28 USC 1746 by Plaintiff's signature and date JNFRA at PAGE (S).

* (CONTINUED) AT PAGE (3)*

(A) Parties (CONTINUED) FROM PAGE (2):

(3). DEFENDANT MICHAEL UNDERWOOD IS A CITIZEN OF INDIANA and Mailing Address IS, 4700 Bureau Road South, TERRE HAUTE, Indiana, 47802; And Worked For The Bureau of Prisons AS Associate Warden.

(4). DEFENDANT TIMOTHY TAYLOR, IS A CITIZEN OF INDIANA and Mailing Address IS, 4700 Bureau Road South, Terre Haute Indiana, 47802, And Worked FOR Bureau of Prisons AS Captain.

(5). DEFENDANT, MR. GORE, IS A CITIZEN OF INDIANA and Mailing Address and Mailing Address IS, 4700 Bureau Road South, Terre Haute, Indiana 47802, And Worked For Bureau of Prisons AS Lieutenant Special Investigative Services.

(6). DEFENDANT, Brad SHOEMAKER, IS A CITIZEN OF INDIANA and Mailing Address IS, 4700 Bureau Road South, Terre Haute INDIANA, 47802, And Worked For Bureau of Prisons AS CASE MANAGEMENT Coordinator.

(7). DEFENDANT, MR. RUGGERI, IS A CITIZEN OF Indiana and Mailing Address IS, 4700 Bureau Road South, Terre Haute Indiana 47802; And Worked For Bureau of Prisons AS UNIT MANAGER.

* NOTE: STATED ACTION Herin IS Brought Against each of The Above Defendants in their official and individual Capacities For Money Damages And Injunctive Relief:

B. STATEMENT OF CLAIM CONTINUED FROM PAGE (2):

(5). Plaintiff States that He's a protective Custody INMATE because He is a Former Member of the Aryan Brotherhood whom HAS renounced HIS membership and As a result has been ordered Killed by the frank's, And ARYAN Brotherhood Member "JOHN McCULLAH" whom HAS Vowed to Kill Plaintiff On-SIGHT For the ARYAN Brotherhood And for Plaintiff's Cooperation with Law Enforcement relating to the ARYAN Brotherhood and its Members And into the Prosecution of ERIN SHARMA a Corrupt Bureau of Prisons Staff officer whom in approximately April 2005 Had INMATE JOHN McCULLAH Murder Plaintiff's friend "Richard Delano" for which she was Convicted and received a life sentence SEE: USA v. SHARMA No. 09-00001-CR-Orl-18 DAB (2009 U.S. Dist. Lexis 64161 (M.D. Fla. Jan. 21st 2009)). . . NOTE Plaintiff Worked Extensively with SIS Tech of Bureau of Prisons at USP/Marion Illinois and in June 2006 FBI Agent James Martin Raby JR. And Chief AUSA Carolyn ADAMS flew to USP/Marion Illinois and Held Extensive interviews with Plaintiff herein and on July 17th 2006 Took Plaintiff out on writ for the Government concerning the prosecution in the Delano Murder and it was revealed that I had cooperated with them to Both Sharma and McCullah whom Vowed to Kill Plaintiff.

(6). Plaintiff obtained Both BP/9 And BP/10 After Submitting BP/8 Informal Resolution to Counselor Orr.. And was never answered, I Then filed BP/9 and 10 on the ISSUE of Safety and CIMA separation And No response to either. I Then on Thursday Sept. 19th 2019 Requested last Step BP/11 To Unit Tech whom Stated No You can not have a BP/11 on Safety & Separation MAKING (BP/11 Unavailable Last Step of Administrative remedy Unavailable and Exhausted)

NOTE Named Defendants Know of Real and actual Threat to Kill Plaintiff By McCullah and other Gang Members SEE: Humphreys Complaint and Declaration attached to Humphreys Verified Complaint And Emergency TRO/Preliminary Injunction filed before USDC/Southern Dist. of Indiana No. 19-CV-00461-JRS-MJD and Supplements to TRO/Preliminary 11 (griffin v. Watson et al. 19-CV-00184-JPH-DLP And Defendants (Watson); (Underwood); and Gore HAVE actually Threatened Plaintiff that the Plaintiff would learn to Tell on BOP/staff.. Defendant Lt. Gore actually stated that -

* CONTINUED AT PAGE 3A *

B. STATEMENT OF CLAIM Continued From PAGE 3 :

- He WAS An Officer at USP/Coleman And Knew the Sharmas And that He AS Special INVESTIGATIVE Services Here at USP/Terre Haute acting with Warden Watson; A/W Underwood, Captain Taylor And MR Shoemaker Were (Point To Put me back) in the General Population Where McCullah and Other Gang Members Could Kill me.. And That Should I Refuse that they Would Just Lock Some up in SPECIAL Housing Unit AS my Cell mates or Place me in recreation pens et. Cetera So I Could be Killed?.. This Plan WAS Acted on together by each and Agreed to by Mr. Rubucci whom Jumped on Board with these Four knowing of the real threat to Plaintiffs SAFETY... And on Sept. 25th 2019 They all Six ordered Special Housing Unit Officer R. Robertson to order me to accept release from the Special Housing Unit to The General Population Where INMATE McCULLAH and Other Gang Members Are Awaiting to Kill me.. On Thursday May 26th 2019 Warden Watson; Underwood; And Shoemaker I Requested BP/8; BP/9; BP/10; and BP/11; Administrative Remedy for issue of Staff Conspiring And ordering me to unsafe Housing Assignment IN Violation of Eighth Amendment/Cruel And Unusual Punishment/Deliberate Indifference.. They Stated that I would Get no Administrative Remedy on Anything I do.. That I better figure out how I keep my Snitching AS AIN.. THAT I will learn to tell on BoP/STAFF Especially Friends of SIS L. Gore "Being the Sharmas" NOTE ERIN SHARMA'S Husband is Now Lt. or Captain in The Bureau of Prisons.. Their refusal to Provide The Administrative Remedy form on Thursday MAY 26th 2019 MAKES the Administrative Remedy Procedure Unavailable And EXHAUSTED.

IN Addition The Defendants HAVE Directed that I be issued a Disciplinary for refusing to accept a release from the Special Housing Unit.. NOTE: To do so would result in MY Immediate Attack And Possible Murder of The Plaintiff And As

(PAGE 3A) *Continued at PAGE 3B *

B. STATEMENT OF CLAIM Continued From PAGE 3A :

- STATED ABOVE/SUPRA PAGE (3A) THEY HAVE THREATENED TO PUT THE ENEMY INMATES HERE IN CELL WITH ME OR PLACE ME IN ISOLATION BINS SO I CAN BE ATTACKED AND KILLED. THE THREAT IS REAL AND IMMINENT DANGER OF PHYSICAL ATTACK AND MURDER. " Plaintiff states these EXACT SAME NAMED DEFENDANTS SINCE JAN. 2019 HAVE ARRANGED AND HAD AT LEAST ONE INMATE KILLED SEVERAL ATTACKED AND RAPED ET AL. SEE THESE CASES before the USDC / Southern Dist. of Indiana.

- (A). Nichols V. Watson et.al. No. 19-cv-00183-JPH-DLP;
- (B). Griffin V. Watson et.al. No. 19-cv-00184-JPH-DLP;
- (C). Adams V. Watson et.al. No. 19-cv-00341-JRS-DLP;
- (D). Taylor V. Watson et.al. No. 19-cv-00378-JPH-MJD;
- (E). Garza V. Watson et.al. No. 19-cv-00379-JRS-MJD;
- (F). Nathan V. Watson et.al. No. 19-cv-00424-JRS-MJD;
- (G). Humphreys V. Watson et.al. No. 19-cv-00461-JRS-MJD;

Herein Plaintiff Claims IMMINENT DANGER And Should be Allowed to Proceed Without PrePAY of fees because of WELL PLED IMMINENT DANGER Within this Verified Civil Rights Complaint for Money Damages and INJUNCTIVE RELIEF; NOTE The Above SEVEN CASES Demonstrate the ACTS of these defendants are resulting in serious Bodily injury to inmates And Unless this Court acts in a Expedited Manner the Plaintiff herein will suffer attack and possibly be killed.

(7). The United STATES Constitution imposes a duty on Prison officials To Provide a reasonable SAFETY And To Protect Plaintiff from

Continued At PAGE 3C.

B. STATEMENT OF CLAIM Continued From PAGE 3B:

Attack/Assault.. not arrange Attacks AS the Defendants Are doing Herin With the Plaintiff Acting Together in Conspiracy that not only Violates Constitutional Rights, but Violates Federal STATUTES.

SEE: Exhibit (A) Attached Hereto showing The Acts have started and The Defendants Are Using Disciplinary To Force Plaintiff to Accept a General Population Assignment Where He Will be Killed And ARE Threatening To HAVE Plaintiff Attacked Even in the SPECIAL HOUSING UNIT and CASES SUPRA AT PAGE 3B SHOW (7) Inmates Actually Attacked Arranged by These EX-ET NAMED Defendants, So the threat Can not be TAKEN AS Anything less than Very SERIOUS. In Addition one inmate killed JAN 2019 facilitated And Arranged by these EX-ET NAMED Defendants and on APRIL 6TH 2019 They Had INMATE JERRY KIMBRY beat His Cellmate Barque for 10-minutes in front of staff that resulted in Extensive Brain DAMAGE And inmate Barque is still on Ventilator in Union Hospital at Terre Haute Indiana ICU and NOT Expected to live..

(8). The NAMED Defendants Herin Are Mixing Plaintiff a Protective Custody Inmate With Non-Protective Custody inmates whom Have Vowed to Kill the Plaintiff.. IGNORANT Plaintiffs SAFETY Needs with Deliberate ILLDiference in Violation of EIGHTH Amendment/Cruel and Unusual Punishment.

"End of Claim"

C. JURISDICTION

I am suing for a violation of federal law under 28 U.S.C. § 1331.

OR

I am suing under state law. The state citizenship of the plaintiff(s) is (are) different from the state citizenship of every defendant, and the amount of money at stake in this case (not counting interest and costs) is \$ _____.

D. RELIEF WANTED

Describe what you want the court to do if you win your lawsuit. Examples may include an award of money or an order telling defendants to do something or stop doing something.

- (1). Jury Trial on Issues Raised by This Verified Complaint.
- (2). Find The Defendants (WATSON); (Underwood); (Taylor); (Gore); (SHOEMAKER); And (RUBENS); Where Deliberately Indifferent to Plaintiffs Safety Needs Thus Violating The Eighth Amendment Cruel and Unusual Punishment Awarding Plaintiff COMPENSATORY DAMAGES from EACH Defendant (Separately) in the Amount of \$500,000⁰⁰ And NOMINAL DAMAGES Jointly in the Amount of \$250,000⁰⁰ And Jointly PUNITIVE DAMAGES in the Amount of \$4,000,000⁰⁰, to Demonstrate this TYPE of Conduct Will not be Tolerated.
- (3) Find The Defendants Conspired With EACH Other To VIOLATE Plaintiffs Constitutional Rights in Violation of 42 USC 1985(1)(2) and (3), Awarding Plaintiff \$500,000⁰⁰ Jointly And Recommendation That The US ATTORNEY file Criminal Charges Against The Defendants.
- (4). Order Defendants And Bureau of Prisons to immediately meet with the Plaintiff to find out WHICH Federal Inmates He Should be Kept Separated From To include INMATES (John McCullah); (CASH); (Wassel); (Shup); (Bama); (Wimberly); (SHOTGUN); And THAT Defendants And BOP Shall IMMEDIATELY ISSUE OFFICIAL SEPARATION from THESE inmates. *Continued AT PAGE (4A)*

D. RELIEF WANTED (CONTINUED FROM PAGE (4)):

(5), Order Defendants And BOP To Immediately CEASE Mixing Non-Protective Custody INMATES With Protective Custody INMATES.

(6), Order Defendants if Doubt Concerning Needs For Separation To Submit Plaintiff to Polygraph Test on Needs of Separation from other named INMATES AS ALLOWED by BOP Policy and Procedures.

(7) Order The Defendants to Reimburse Plaintiff all Costs incurred by This Complaint And Award Plaintiff reasonable Attorney Fee's.

(8) ORDER Whatever ELSE This Court deems necessary And Will SERVE JUSTICE.

(9), APPPOINT SPECIAL MASTER for 18-Months to ASSIST AND OVERSEE Whatever This Court Deems necessary AND THAT THE BUREAU OF PRISONS AND Defendants Shall be responsible for Cost of Stated SPECIAL MASTER,

-- END OF Relief --

E. JURY DEMAND

- Jury Demand - I want a jury to hear my case
OR
 Court Trial – I want a judge to hear my case

Dated this 29 day of September 2019.

Respectfully Submitted,

Michael Dennis Stone

Signature of Plaintiff

SS436-098

Plaintiff's Prisoner ID Number

UNITED STATES PENITENTIARY TERRE HAUTE

P.O. Box 33

TERRE HAUTE INDIANA.

47808

(Mailing Address of Plaintiff)

(If more than one plaintiff, use another piece of paper).

REQUEST TO PROCEED IN DISTRICT COURT WITHOUT PREPAYING THE FILING FEE

- I DO request that I be allowed to file this complaint without paying the filing fee. I have completed a request to proceed in the district court without prepaying the fee and attached it to the complaint.
- I DO NOT request that I be allowed to file this complaint without prepaying the filing fee under 28 U.S.C. § 1915, and I have included the full filing fee with this complaint.

BP-A0288
JAN 17

U.S. DEPARTMENT OF JUSTICE

INCIDENT REPORT

202-1246

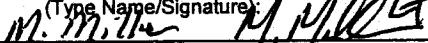
FEDERAL BUREAU OF PRISONS

Exhibit (4)

Part I - Incident Report

1. Institution:	FCC Terre Haute		
2. Inmate's Name:	Stine, Mikeal	3. Register Number:	55436-098
4. Date of Incident:	9/25/2019		
5. Time:	8:05 AM		
6. Place of Incident:	SHU Cell 124		
7. Assignment:	SHU UNASSIGNED		
8. Unit:	SHU		
9. Incident:	Refusing to Accept a Program Assignment	10. Prohibited Act Code (s):	C-306
11. Description of Incident (Date:	9/25/2019	Time:	8:05 AM

On 9/25/2019 at approximately 8:05 AM I, Officer R. Robertson gave inmate Stine, Mikeal #55436-098 a direct order to accept release from the SHU into general population. Inmate Stine stated "No. I'm staying." He refused to accept any new housing assignment.

12. Typed Name/Signature of Reporting Employee: R. Robertson/ 	13. Date And Time: 9/25/2019 8:10 AM	
14. Incident Report Delivered to Above Inmate By (Type Name/Signature): 	15. Date Incident Report Delivered: 9-25-19	16. Time Incident Report Delivered: 1740

Part II - Committee Action

17. Comments of Inmate to Committee Regarding Above Incident:

18. A. It is the finding of the committee that you: <input checked="" type="checkbox"/> Committed the Prohibited Act as charged: <input type="checkbox"/> Did not Commit a Prohibited Act. <input type="checkbox"/> Committed Prohibited Act Code (s). _____	B. <input type="checkbox"/> The Committee is referring the Charge(s) to the DHO for further Hearing. C. <input type="checkbox"/> The Committee advised the inmate of its finding and of the right to file an appeal within 20 calendar days.
---	---

19. Committee Decision is Based on Specific Evidence as Follows:
--

20. Committee action and/or recommendation if referred to DHO (Contingent upon DHO finding inmate committed prohibited act):
--

21. Date and Time of Action: _____ (The UDC Chairman=s signature certifies who sat on the UDC and that the completed report accurately reflects the UDC proceedings).

Chairman (Typed Name/Signature):

Member (Typed Name):

Member (Typed Name):

INSTRUCTIONS: All items outside of heavy rule are for staff use only. Begin entries with the number 1 and work up. Entries not completed will be voided by staff.

Distribute: Original-Central File Record; COPY-1-DHO; COPY-2-Inmate after UDC Action; COPY 3-Inmate within 24 hours of Part I Preparation

Exhibit (4)

NAME: Mikeal Glenn Stine
NUMBER: SS436-098

United States Penitentiary
P.O. Box 33
Terre Haute, IN 47808

MAIL FROM UNITED
STATES PENITENTIARY

RECEIVED

OCT 03 2019

U.S. CLERK'S OFFICE

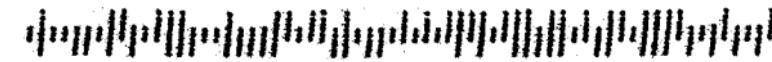
INMATE
IDENTIFICATION
CONFIRMED

SPECIAL LEGAL MAIL 9/29/2019

47807\$3738 C047

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